

## WELFARE OF SCHEDULED CASTES AND BACKWARD CLASSES DEPARTMENT

The 27th April, 1981

No. 1204-SW(4)-81.—In pursuance of Article 93 (a) of the Articles of Association of the Haryana Harijan Kalyan Nigam Ltd., constituted under the Companies Act, 1956 (No. 1 of 1956), the Governor of Haryana is pleased to amend the above mentioned article which should be read as follows:—

"93 (a)

The number of Directors of the Company shall be not more than nineteen and not less than seven but the same may be determined by the Government from time to time. Out of these nineteen Directors two shall be the representatives of Government of India, two shall be the representatives of Commercial Banks, Cooperative Banks, and/or other financial Institutions, seven shall be the employees of Government and seven who are not in the employment of any Government and out of these latter seven Directors, atleast four shall be members of the Scheduled Castes. One Director shall be either a retired employee of the Government or an employee of Haryana Government".

2. Article 93 (a) of the Articles of Association of Haryana Harijan Kalyan Nigam Limited may be deemed to have been amended accordingly.

TIRLOCHAN SINGH, Commissioner and Secretary

## CO-OPERATION DEPARTMENT

The 14th May, 1981

No. 2207-C I-81/16610.—S. Sh. Ravinder Nath Arora, Balwant Singh, Om Parkash Sharma, Miss Ramesh Chadha, have qualified whereas S/Sh. S. K. Moudgil and Chanan Singh failed to qualify the departmental examination in accounts held in the month of February, 1981.

H. L. THUKRAL, Under Secy.

## LABOUR DEPARTMENT

The 20th April, 1981

No. 9 (1)81-8 Lab./3809—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workmen and the management of M/s. Haryana Sheet Glass Ltd. Saveli, Sonepat.

BEFORE SHRI BANWARI IAL DALAL, PRESIDING OFFICER, LABOUR COURT,  
HARYANA, ROHTAK

Reference No. 159 of 1980

between

SHRI OM PARKASH WORKMAN AND THE MANAGEMENT OF M/S HARYANA  
SHEET GLASS LTD. SAVELY (SONEPAT)

Present.—

No one for the workman.

Shri Surinder Kaushal for the Management.

## AWARD

This reference has been referred to this Court by the Hon'ble Governor,—*vide* his order No. ID/RTK/78-80/35137, dated 1st July, 1980 under section 10 (i)(c) of the Industrial Disputes Act for adjudication of the dispute existing between Shri Om Parkash workman with the management of M/s Haryana Sheet Glass Ltd. Saveli. The term of the reference was:—

Whether the termination of services of Shri Om Parkash was justified and in order ? If not, to what relief is he entitled?

On the receipt of the order of reference notices as usual were sent to parties. The parties put in their appearance in response to the same on 16th October, 1981. The management filed the written statement. The workman was proceeded against *ex parte*. The *ex parte* evidence of the management was recorded on 12th March, 1981. Shri T. R. Aggarwal, Factory Manager was examined as management witness who deposed that according to the attendance and payment record brought by him the workman was the junior most of the drivers and according to the record he has put in less than 240 days of service which is also clear from the demand notice served by the workman on the management. He has further stated that he was paid his last dues amounting at Rs. 337-95 paise.

I have no reason to disbelieve the statement of Shri T. R. Aggarwal when the workman did not care to pursue his demand. Relying on his statement I hold that the workman had put in less than 240 days of continuous service and as such he was not entitled to any notice pay or retrenchment compensation and action of the management is justified and in order the workman is not entitled to any relief the reference is answered and retained in these terms.

BANWARI LAL DALAL,

Dated, the 14th March, 1981.

Presiding Officer,  
Labour Court, Haryana,  
Rohtak.

Endorsement No. 853, dated 27th March, 1981.

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act.

BANWARI LAL DALAL,

Presiding Officer,  
Labour Court, Haryana,  
Rohtak.

No. 9 (1) 81-8 Lab/4091.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Sarin and Associate, Plot No. 37, Sector-24, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER,  
LABOUR COURT, HARYANA, FARIDABAD,

Reference No. 26 of 1981

*between*

SHRI RAM KIRSHAN, WORKMAN AND THE MANAGEMENT OF M/S SARIN AND  
ASSOCIATE, PLOT NO 37, SECTOR 24, FARIDABAD.

Present :—

None, for the workman.

Shri Surinder Singh and Shri Jagbir Singh for the management.

#### AWARD

This reference No. 26 of 1981 has been referred to this court by the Hon'ble Governor of Haryana, —*vide* his order No. ID/FD/380, dated 5th January, 1981 under section 10 (i) (c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Ram Krishan, workman and the management of M/s Sarin and Associate, Plot No. 37, Sector 24, Faridabad. The term of the reference was :—

“Whether the termination of service of Shri Ram Krishan was justified and in order ? If not, to what relief is he entitled to ?”

After receiving this reference notices were sent to the parties, for 10th February, 1981 on which date both the parties appeared but on 3rd March, 1981 the next date none appeared from the side of the workman. I waited upto 1-30 P. M. and proceeded *ex parte* against the workman. Then the fixed for recording of *ex parte* evidence of management for 10th March, 1981.

On 10th April, 1981 *ex parte* evidence of the management was recorded Shri D. R. Sarin, Partner of the respondent appeared as M.W. 1, who stated that the workman Shri Ram Krishan was employed as a turner at Rs 350/- per mensem. He further stated that the workman concerned had submitted

his recognition on 30th July, 1980 of his own accord, photo copy of which is Exhibit M-1. The resignation was accepted on the same very day. He further stated that the workman was paid his full and final accounts on 7th August, 1980. Now nothing remained due to the workman and prayed that the case of the workman be filed.

In view of the unrebuted *ex parte* evidence produced by the management I am left with no choice except to believe the version of the management. Over and above this my finding supports from the absenting of the workman in the proceedings in this court. I feel that the workman had settled his dispute with the respondent management and there is now no dispute between the parties. This be read in answer to this reference. No order as to costs.

Dated 30th March, 1981.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

Endst. No. 715, dated 31st March, 1981.

Forwarded (four copies) to the Commissioner & Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,  
Labour Court, Haryana, Faridabad.

The 21st April, 1981

No. 9(1)-81-8Lab/3914/4.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workmen and the management of M/s Nicop Metals Private Limited, Plot No. 44, Sector 4, Ballabgarh.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 10 of 1981

*between*

SHRI DHARAM PAL SINGH, WORKMAN AND THE MANAGEMENT OF M/S NICOP METALS PRIVATE LTD., PLOT NO. 44, SECTOR 4, BALLABGARH

Present :—

Shri K. L. Sharma, for the workman.

Shri R. C. Sharma and Shri Satish Ahuja, for the management.

#### AWARD

This reference No. 10 of 1981 has been referred to this Court by the Hon'ble Governor of Haryana, —*vide* his order No. ID/FD/143-8/65194, dated 26th December, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Dharam Pal Singh workman and the management of M/s Nicop Metals Private Ltd., Plot No. 44, Sector 4, Ballabgarh. The term of the reference was :—

Whether the termination of services of Shri Dharam Pal Singh was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were sent to the parties. On 24th February, 1981, the case was fixed for filing of claim statement when the representative of the workman Shri K. L. Sharma made a statement in this Court that he had no instruction from the workman concerned dispute his informing him in this case. He further stated that the workman had settled his dispute with the respondent management and also received his full and final accounts. He also stated that he was no more interested in the dispute and did not want to pursue this reference now.

As neither the workman himself nor his authorised representative were interested in pursuing the dispute, therefore, I give my award that there exists no dispute between the parties on the issues so referred to this court for adjudication. I thus answer thereference while returning the award in these terms. No order as to costs.

Dated, the 25th February, 1981.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,  
Labour Court, Haryana, Faridabad.

Endorsement No. 466, dated 25th February, 1981.

Forwarded (Four copies) to the Commissioner and Secretary to Government, Haryana, Labour & Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947 with the request that the receipt of the above said award may please be acknowledged within week's time.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,  
Labour Court, Haryana, Faridabad.

No. 9(1)-81-8Lab/3914/7.—In pursuance of the provision of section 17 of the Industrial Disputes Act 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s Suman Engineering Works Plot. No. 367, Sector 24, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD.

Reference No. 14 of 1981

*between*

SHRI UTTAM CHAND, WORKMAN AND THE MANAGEMENT OF M/S. SUMAN ENGINEERING WORKS, PLOT NO. 367, SECTOR 24, FARIDABAD.

*Present :—*

Shri Chaman Lal Obrai, for the workman.

Shri Ram Sarup Arora, for the respondent management.

#### AWARD

This reference No. 14 of 1981 has been referred to this Court by the Hon'ble Governor of Haryana, vide his order No. ID/FD/186-80/65237, dated 29th December, 1980, under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Uttam Chand, workman and the management of M/s. Suman Engineering and Works, Plot. No. 367, Sector 24, Faridabad. The terms of the reference was :—

Whether the termination of services of Shri Uttam Chand was justified and in order, ? If not, to what relief is he entitled?

After receiving this reference notices were sent to both the parties for 11th February, 1981. On that day both the parties appeared and made their statements. Shri Ram Sarup Arora, authorised representative of the management, stated that the management had compromised the claim with the workman, according to which the workman was paid Rs. 235/- in full and final settlement of his all claims and dispute, including his right of reinstatement/re-employment. The photo copy of the voucher is Ex. M-1. which bears the signatures of the workman.

This statement of the representative of the management was also agreed to by the representative of the workman Shri Chaman Lal Obrai. He further stated that he had no instruction from the workman to pursue this reference.

In view of the statements made by the parties, I hold that demand raised by the workman against the management, leading to this reference had been duly satisfied. Now no dispute is pending between the parties. No order as to costs.

This be read in answer to this reference.

The 23rd February, 1981.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,

Labour Court, Haryana, Faridabad.

Endorsement No. 462, dated the 25th February, 1981.

Forwarded (four copies) to the Commissioner and Secretary to Government of Haryana, Labour and Employment Department, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,

Labour Court, Haryana, Faridabad.

No. 9(1)-81-8Lab/3914/8.—In pursuance of the provision of section 17 of the Industrial Disputes Act 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Delight Engineering Works Plot No. 386, Sector 24, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD  
Reference No. 314 of 1980

*Between*

SHRI BALDEV SINGH, WORKMAN AND THE MANAGEMENT OF M/S DELIGHT ENGINEERING WORKS, PLOTS NO. 386, SECTOR 24, FARIDABAD

Present :

Workman with Shri Darshan Singh.

Shri H. R. Dua along with Shri Satish Kumar Arora, Proprietor.

#### AWARD

This reference No. 314 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana, — vide his order No. ID/FD/81-80/39207, dated 29th July, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Baldev Singh, and the management of Delight Engineering Works Plot No. 386, Sector 24, Faridabad. The term of the reference was :—

“Whether the termination of services of Shri Baldev Singh was justified and in order ? If not, to what relief is he entitled ?

After receiving this reference, notices were sent to the both the parties. Both the parties appeared and filed their pleadings. On the pleadings of the parties, issues were framed on 12th November, 1980 and the case was fixed for evidence of the management, but on 11th February, 1981 Shri Baldev Singh, workman stated that he had settled his dispute with the respondent management according to which the management had agreed to pay Rs. 2250/- in full and final settlement of all his claim and dispute. He further stated that after receiving the above said amount he had no dispute or claim against the respondent management including his right of reinstatement/re-employment. This statement of the workman was also agreed to by Shri Satish Kumar Arora, proprietor of the firm and he prayed that he be given two days time for payment. Then the case was fixed for 13th February, 1981 for payment of Rs. 2250/- was given to the workman by the respondent management before this court.

In the light of the above statement made by the parties, I hold that the demand raised by the workman against the management leading to this reference has been duly satisfied. There is now no dispute remains to be adjudicated between the parties.

This be read in answer to this reference.

The 23rd February, 1981.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,

Labour Court, Haryana, Faridabad.

Endorsement No. 461, dated 25th February, 1981.

Forwarded (Four copies) to the Commissioner & Secretary to Government, Haryana, Labour & Employment Departments Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,

Labour Court, Haryana, Faridabad.